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REGULAR BOARD MEETING:

Mayor Schmidt called the meeting to order at 7:02 p.m.

Pledge of Allegiance.

Trustees present for roll call were Trustees Webb, Keairns, Fowler, Blanken, Yarbrough and Davis.

MINUTES:

Trustee Davis moved to approve the minutes of the meeting held on September 16, 2008 as presented. Trustee Blanken seconded the motion. Motion carried.

TREASURER'S REPORT AND FINANCIAL REPORT:

The Board acknowledged receipt of the treasurer's report.

OLD BUSINESS:

LISA MALLOY – OVERAGE ISSUES:

The Board and Ms. Malloy spoke to the issue of the overage charges on her account. Mayor Schmidt reported that the meter had been tested and that there was no discrepancy and it was working properly. There was additional discussion. The Board took no action on Ms. Malloy's request for relief. The billing would stand and no relief would be given on the bill.

NEW BUSINESS:

LINDA FREDERICK – RENEWAL OF SPECIAL USE PERMIT:

Ms. Frederick asked the Board for renewal of her special use permit for the boxcar located on Lots 13 and 14, Block 2, Town of La Veta, more commonly known as 107 W. Ryus which houses Dream Mountain Healing Arts.

Trustee Fowler moved to approve the renewal of the special use permit for the boxcar on Lots 13 and 14, Block 2, Town of La Veta. Trustee Keairns seconded the motion.

The motion was amended by Trustee Fowler to approve the renewal of the special use permit for the boxcar on Lots 13 and 14, Block 2, Town of La Veta for a period of five years. Trustee Keairns seconded the amended motion. The vote was unanimous. Motion carried.

LISA NORTHUP – LATE CHARGES:

After discussion regarding the late fees, it was noted that no late fees were to be charged on the overage while it is being paid off, but charges could be incurred if the monthly minimum is not paid in a timely manner.

FIRST AMERICAN MANAGEMENT ENTERPRISES, INC. – TRANSFER OF LIQUOR LICENSE AT LA VETA COUNTRY STORE:

Trustee Davis moved to accept the application for the transfer of license and to set a public hearing for November 18, 2008 at 6:45 p.m. Trustee Yarbrough seconded the motion. The vote was unanimous. Motion carried.

LA VETA REGIONAL LIBRARY:

Upon request by the La Veta Library Board, Trustee Webb moved to approve the appointment of Nancy Britton to the La Veta Library Board of Trustees. Trustee Davis seconded the motion. The vote was unanimous. Motion carried.

VIRGINIA ARAGON – OVERAGE ON ACCOUNT:

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Mayor Schmidt reported that the meter had been checked for accuracy and that it was working properly. The Board took no action and the account is to stand as billed.

JERRY AND ELIZABETH HENSON – COMMERCIAL RE-DEVELOPMENT PERMIT:

Ms. Henson spoke to the Board regarding additional uses that they wanted to add to the property located at 106 E. Francisco. Included in those uses were a short term or long term rentals and possibly a studio with live in capability. After discussion it was agreed to table the matter until the building code could be checked to determine if there was a minimum size for a home and other issues.

The permit was tabled to October 21, 2008.

NANCE BIERY & SIMON AGUIRRE – REQUEST FOR ADDITIONAL HANDICAP SPACES ON HIGHWAY 12:

Ms. Biery spoke to the Board about the need for additional handicap spaces on Highway 12. After discussion on places that those spaces could be placed, it was agreed that Ms. Biery would contact CDOT and set up a meeting with the Streets & Alleys Committee. The Committee would then bring recommendations to the Board.

AMAILIA MAYORAL/ALAN BLAKELY – REQUEST FOR VARIANCE:

Ms. Mayoral and Mr. Blakely presented a request for a variance of 250 square feet to allow for the building of two duplex units on five lots. Two duplexes require a total of 19,000 square feet and five lots only have 18,750 square feet. The Board failed to move on the request. The request died for lack of any action.

GARY RIGGINS – FISH CLUB LEASE RENEWAL:

Mayor Schmidt noted that the water personnel had requested that the lease be restricted to the big lake.

After discussion the Board agreed to allow fishing from the bank only, no wading or boats allowed and an annual review of the lease. These items would be added to the renewal of the lease.

Trustee Keairns moved to renew the La Veta Fishing Club lease, to include bank only fishing on Reservoir #2 with an annual review for a term of three years. Trustee Davis seconded the motion. The vote was unanimous. Motion carried.

TOWN OF LA VETA – VARIANCE FOR CONTAINER:

Trustee Davis moved to approve a temporary variance for a storage container to allow for storage of parts for the water project construction. Trustee Fowler seconded the motion. The vote was unanimous. Motion carried.

2009 BUDGET:

The Board acknowledged the receipt of the 2009 budget from the budget officer. The Board scheduled a budget meeting for Tuesday, October 14, 2008 at 6:30 p.m. at Town Hall.

DEBORAH LATHROP – REQUEST FOR MOTHER-IN-LAWS APARTMENT:

Ms. Lathrop requested to be allowed to have an additional apartment space at 802 E. Francisco. Upon discussing her plans, it was determined that she would be making a duplex out of the property and that she did not currently have enough square footage since she had re-platted the property. Ms. Lathrop will review the situation further and make a decision as to how she wants to proceed.

MUSEUM IMPROVEMENTS:

The Board of Trustees received a presentation from Mr. George French regarding gutters for the mining museum. Trustee Webb moved to accept a bid from B & D Seamless Gutters for the cost of \$1,175.50 for gutters for the mining

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museum. Trustee Blanken seconded the motion. The vote was unanimous. Motion carried.

BOARD REPORTS:

HPC: The Board received copies of the minutes of a board meeting. Mrs. Fowler noted that she had nothing to bring to the Board.

TREE BOARD: Ms. Kowalik noted that several trees at Ken Fulfs and Carl Shunk's had roots exposed created from the sidewalk project and that the roots need to be covered.

CORRESPONDENCE:

Trustee Davis moved to approve the purchase of a Lexmark T640 printer to replace the current model being used for the billing program. Trustee Keairns seconded the motion. The vote was unanimous. Motion carried.

EXECUTIVE SESSION:

Trustee Davis moved to executive session to discussed ongoing legal issues with the Grandote Golf lawsuit. Trustee Keairns seconded the motion. The Board agreed to first discuss the Commnet lease before going into executive session.

COMMNET LEASE:

After brief discussion, Trustee Webb moved to approve the lease with Commnet upon the condition that Exhibit A & B be completed and authorizing the Mayor to executed the lease on behalf of the Town. Trustee Davis seconded the motion. The vote was Trustee Webb, aye; Trustee Keairns, aye; Trustee Fowler, aye; Trustee Blanken, aye; Trustee Yarbrough, aye; Trustee Davis, aye; Mayor Schmidt, aye. The vote was unanimous. Motion carried.

It was noted that the lease was for five years at \$750.00 per month.

The Board withdrew to executive session.

The meeting reconvened at 10:00 p.m. There was no action taken.

COMMITTEES:

Streets and Alleys:

- The Streets & Alleys Committee scheduled a workshop for Friday at 11:00 a.m. at Town Hall for a mobile meeting to review drainage and culvert issues.

Police, Code Enforcement and Building:

- Mr. Andreatta needed to be contacted regarding a commercial development permit.

Water and Sewer:

- Trustee Keairns moved to sell water to Ricway Roustabout for a cost of \$100.00 per load plus \$40.00 labor per load. Trustee Davis seconded the motion. The vote was unanimous. Motion carried.
- Mayor Schmidt noted that he would be attending a meeting in Colorado Springs on October 16th regarding the piping of the Dyer Ditch.

Personnel:

- The personnel committee cancelled a scheduled workshop for October 8th and re-scheduled the meeting for October 9th at 6:30 p.m. at Town Hall.

Museum:

- There was no additional business.

Finance:

- There was no additional business.

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The board agreed to allow the exchange of Veteran’s Day for the day after Thanksgiving.

It was noted that the bathrooms needed repairs. It was agreed the Mayor would contact George French to make the repairs.

BILLS:

GENERAL FUND		
29299	Wachob & Wachob	\$ 3,875.00
29300	Colorado Dept. of Health	\$ 185.00
29301	Walsenburg Wireless	\$ 160.34
29302	My Friend, The Printer	\$ 188.08
29303	Huerfano County Concrete	\$ 2,949.00
29304	Mountain Disposal, Inc.	\$ 60.00
29305	City Auto Parts	\$ 25.53
29306	Colorado Machinery	\$ 235.38
29307	ConocoPhillips Fleet	\$ 447.04
29308	WCI of Pueblo	\$ 55.90
29309	Al Drum	\$ 324.72
29310	Gobin's	\$ 33.25
29311	Grimshaw & Harring	\$ 8,556.26
29312	Tom Lessar	\$ 1,562.08
29313	Matthew Bender	\$ 264.80
29314	Ludvik Propane	\$ 34.30
29315	La Veta Oil Company	\$ 574.53
29316	La Veta Propane	\$ 168.15
29317	Main Street Office	\$ 143.08
29318	Pinnacol Assurance	\$ 847.00
29319	SE&EC Recycling	\$ 471.24
29320	San Isabel Electric	\$ 998.53
29321	La Veta Senior Citizens	\$ 100.00
29322	The Signature	\$ 153.72
29323	La Veta True Value	\$ 107.55
29324	Willis HRH	\$ 3,522.08
29325	Xerox	\$ 140.26
29326	La Veta Oil Company	\$ 292.54
29327	J. Patterson	\$ 195.00
29328	Nancy Culbreath	\$ 901.18
29329	Nancy Culbreath	\$ 39.08
29330	Christy Deaver	\$ 858.65
29331	Al Drum	\$ 120.76
29332	FPPA	\$ 662.46
29333	Chris Knowles	\$ 786.00
29334	Tom Lessar	\$ 132.98
29335	Marguerite Schreiber	\$ 227.96
29336	Family Support Registry	\$ 350.00
29337	Jason Vaughan	\$ 676.33
29338	Jason Vaughan	\$ 49.73
29339	Harold Willburn	\$ 982.06
		\$ 32,457.55
WATER FUND		
6804	Colorado Dept. of Health	\$ 310.00
6805	Evergreen Analytical	\$ 487.00
6806	MacDougall, Woldridge & Worley	\$ 666.00
6807	Pueblo City-County Health	\$ 34.00
6808	San Isabel Electric	\$ 120.00
6809	San Isabel Electric	\$ 282.41
6810	Shannon Shrout	\$ 73.73
6811	The Signature	\$ 47.04
6812	La Veta True Value	\$ 70.11
6813	UNCC	\$ 21.44
	TOTAL DISBURSEMENTS	\$ 2,111.73
SEWER FUND		
2376	Colorado Dept. of Health	\$ 1,230.00

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2377	Ferguson Enterprises	\$ 923.06
2378	Rob Saint-Peter	\$ 56.56
2379	San Isabel Electric	\$ 565.90
2380	La Veta True Value	\$ 52.35
2381	Willis HRH	\$ 1,450.88
2382	USA Bluebook	\$ 241.74
2383	CJ Bynum	\$ 844.18
2384	Rob Saint-Peter	\$ 1,007.95
2385	Shannon Shrout	\$ 941.47
	TOTAL DISBURSEMENTS	\$ 7,314.09

Trustee Davis moved to approve payment of the bills. Trustee Keairns seconded the motion. The vote was unanimous. Motion carried.

ADJOURNMENT:

There being no further business to come before the Board, Mayor Schmidt adjourned the meeting at 10:47 p.m.

Mickey L. Schmidt, Mayor

Nancy Culbreath, town clerk